



General Assembly

January Session, 2019

**Committee Bill No. 5823**

LCO No. 6306



Referred to Committee on GOVERNMENT ADMINISTRATION  
AND ELECTIONS

Introduced by:  
(GAE)

***AN ACT CONCERNING CAMPAIGN CONSULTANTS AND USE OF FUNDS UNDER THE CITIZENS' ELECTION PROGRAM.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-703 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2019*):

3 (a) Each candidate for nomination or election to the office of state  
4 senator or state representative in 2008, or thereafter, or the office of  
5 Governor, Lieutenant Governor, Attorney General, State Comptroller,  
6 Secretary of the State or State Treasurer in 2010, or thereafter, shall file  
7 an affidavit with the State Elections Enforcement Commission. The  
8 affidavit shall include a written certification that the candidate either  
9 intends to abide by the expenditure limits under the Citizens' Election  
10 Program set forth in subsection (c) of section 9-702, or does not intend  
11 to abide by said limits. If the candidate intends to abide by said limits,  
12 the affidavit shall also include written certifications (1) that the  
13 treasurer of the candidate committee for said candidate shall expend  
14 any moneys received from the Citizens' Election Fund in accordance  
15 with the provisions of subsection (g) of section 9-607 and regulations

16 adopted by the State Elections Enforcement Commission under  
17 subsection (e) of section 9-706, (2) that the candidate shall repay to the  
18 fund any such moneys that are not expended in accordance with  
19 subsection (g) of section 9-607 and said regulations, (3) that the  
20 candidate and the treasurer shall comply with the provisions of  
21 subdivision (1) of subsection (a) of section 9-711, and (4) stating the  
22 candidate's status as a major party, minor party or petitioning party  
23 candidate and, in the case of a major party or minor party candidate,  
24 the name of such party. The written certification described in  
25 subdivision (3) of this subsection shall be made by both the candidate  
26 and the treasurer of the candidate committee for said candidate. A  
27 candidate for nomination or election to any such office shall file such  
28 affidavit not later than four o'clock p.m. on the twenty-fifth day before  
29 the day of a primary, if applicable, or on the fortieth day before the day  
30 of the election for such office, except that in the case of a special  
31 election for the office of state senator or state representative, the  
32 candidate shall file such affidavit not later than four o'clock p.m. on the  
33 twenty-fifth day before the day of such special election.  
34 Notwithstanding the provisions of this subsection, a candidate who is  
35 not required to form a candidate committee pursuant to subdivision  
36 (3) or (4) of subsection (b) of section 9-604, files a certification with the  
37 commission pursuant to subsection (c) of section 9-603 and does not  
38 intend to participate in the Citizens' Election Program shall not be  
39 required to file such affidavit of intent not to abide by the expenditure  
40 limits of said program. Any such candidate shall be referred to as a  
41 nonparticipating candidate, in accordance with subsection (b) of this  
42 section.

43 (b) A candidate who so certifies the candidate's intent to abide by  
44 the expenditure limits under the Citizens' Election Program set forth in  
45 subsection (c) of section 9-702 shall be referred to in sections 9-700 to 9-  
46 716, inclusive, as a "participating candidate" and a candidate who so  
47 certifies the candidate's intent to not abide by said limits shall be  
48 referred to in sections 9-700 to 9-716, inclusive, as a "nonparticipating  
49 candidate". The commission shall prepare a list of the participating

50 candidates and a list of the nonparticipating candidates and shall make  
51 such lists available for public inspection.

52 (c) A participating candidate may withdraw from participation in  
53 the Citizens' Election Program before applying for an initial grant  
54 under section 9-706, by filing an affidavit with the State Elections  
55 Enforcement Commission, which includes a written certification of  
56 such withdrawal. A candidate who files such an affidavit shall be  
57 deemed to be a nonparticipating candidate for the purposes of sections  
58 9-700 to 9-716, inclusive, and shall not be penalized for such  
59 withdrawal. No participating candidate shall withdraw from  
60 participation in the Citizens' Election Program after applying for an  
61 initial grant under section 9-706.

62 (d) If the treasurer of the candidate committee of a participating  
63 candidate spends fifteen per cent or more, in the aggregate, of the  
64 moneys received from the Citizens' Election Fund on the campaign or  
65 committee services of a consultant or other professional person, as  
66 provided in subparagraph (P) of subdivision (2) of subsection (g) of  
67 section 9-607, such consultant or person shall register with the State  
68 Elections Enforcement Commission as a consultant for such candidate  
69 committee and file an affidavit with the commission, which affidavit  
70 shall include a written certification that such consultant also intends to  
71 abide by the expenditure limits under the Citizens' Election Program  
72 set forth in subsection (c) of section 9-702. The commission shall  
73 prepare a list of each such consultant for the candidate committee of a  
74 participating candidate and shall make such list available for public  
75 inspection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2019	9-703

**Statement of Purpose:**

To require consultants for candidates participating in the Citizens' Election Program to register with the State Elections Enforcement Commission and sign an affidavit agreeing to abide by said program's expenditure limits if such candidate is paid more than fifteen per cent of the amount of such candidate's grant under said program.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*

Co-Sponsors: REP. FRANCE, 42nd Dist.

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